

**A SUBSTITUTE ORDINANCE
BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

AN ORDINANCE TO AMEND CHAPTER 78 OF THE CITY OF ATLANTA CODE OF ORDINANCES, ENTITLED FIRE PREVENTION AND PROTECTION, BY ENTITLING ARTICLE IV "FEES FOR FIRE RESCUE SERVICES"; TO CREATE A NEW SECTION 78-68 THEREIN TO BE CALLED 'DEFINITIONS' TO CREATE A NEW SECTION 78-69 THEREIN TO BE CALLED 'FEE SCHEDULE'; TO CREATE A NEW SECTION THEREIN 78-70 TO BE CALLED "NON-RESIDENT VEHICLE ACCIDENT AND ROADWAY FIRE FEES"; FOR THE PURPOSE OF AUTHORIZING THE IMPOSITION OF VARIOUS FEES, IN ACCORDANCE WITH STATE LAW UPON NON-CITY OF ATLANTA RESIDENTS WHO HAVE BEEN DETERMINED TO BE RESPONSIBLE FOR THE DEPLOYMENT OF FIRE RESCUE RESOURCES CAUSED BY A MOTOR VEHICLE CRASH OR FIRE WHICH CREATES A HAZARDOUS CONDITION TO THE COMMUNITY, AND/OR WHEN EMERGENCY MEDICAL SERVICES ARE REQUIRED ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT; AND FOR OTHER PURPOSES.

WHEREAS, the number of fire department responses to motor vehicle crashes and fires on highways and roadways continues to increase each year; and

WHEREAS, the fire department currently deploys a minimum of one engine and three firefighters to a motor vehicle crash at an hourly cost of \$575.00 five-hundred and seventy-five dollars and a maximum of three engines and two ladder trucks at a hourly cost of \$2875.00 two-thousand, eight-hundred and seventy-five dollars to the City; and

WHEREAS, the fire department wishes to recoup some of its costs expended in deploying firefighters to a motor vehicle crash and roadway fires by imposing fees established by a fee study conducted by the Atlanta Fire Rescue Department and attached hereto as Exhibit 'B'; and

WHEREAS, the fees for motor vehicle crashes and fires do not cover the true costs to the City; and

WHEREAS, O.C.G.A. § 33-8-8.2(e) (attached hereto as Exhibit 'A') authorizes counties and municipalities to impose additional taxes or fees for services provided by such counties and municipalities to insurance companies for accidents involving motor vehicles where (1) the coverage for such services is expressly provided by an insurance company to the insured and the services are lawfully billed to the insured; where (2) emergency medical services are provided to the insured by the county or municipal corporation, whenever the insured's medical insurance covers the service provided and the insured assigns the right to collect to the service provider; or where (3) other services are provided to the insured by the county or municipality which are expressly authorized by state or federal law to be billed directly to an insurance company; and

WHEREAS, the substances and debris from motor vehicle crashes and fires create hazardous conditions on highways, roadways, and communities; and

WHEREAS, the ability of fire and rescue services to respond to motor vehicle crashes and fires decrease the liabilities of insurance companies by saving lives and minimizing vehicle damages; and

WHEREAS, the fire department responds to a high volume of motor vehicle crashes and fires that involves non-city residents; and

WHEREAS, only non-city residents determined to be responsible for motor vehicle crashes or fires will be assessed a fee for fire department services and resources; and

WHEREAS, all fees shall be filed to the insurance coverage of the owner of a vehicle or property of the responsible party; and

WHEREAS, the City desires to implement a fair and equitable procedure by which to collect said fees as a result of a motor vehicle crash or fire and shall establish a billing system in accordance with applicable laws, ordinances, and guidelines; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That Chapter 78, entitled Fire Prevention and Protection, be amended such as Article IV, which is currently reserved, be entitled **“Fees for Fire Rescue Services.”**

SECTION 2. That Chapter 78, Article IV, be amended to add a new section 78-68, to be entitled **“Definitions”** which shall read as follows:

Sec. 78-68. Definitions.

The following words, terms and phrases when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Deployment – A response of fire department resources to an incident for the purpose of mitigating the situation.

Hazardous Condition - A situation involving a spill, leakage, or debris which present a danger to the community or environment.

Level “0” – Incidents which have: (1) no billing for services, (2) no value including no actions and (3) cancellations enroute or on scene.

Level “1” – Incidents having minimal actions such as investigations and minor scene clean up. The amount charged for this type of action is a Flat Rate and shall not exceed \$150.00.00.

Level “2” – Incidents having actions such as basic emergency medical treatment, removal of minor debris and minor spill cleanups. The amount charged for this type of action is a Flat Rate and shall not exceed \$300.00.

Level “3” – Incidents having moderate actions with medium impact on resources, staffing and apparatus. The amount charged for this type of action is a Flat Rate and shall not exceed \$500.00.

Level “4” – Incidents having extensive demand on resources, staffing, and apparatus. The fee charged for this level of action shall be determined from fee schedule (Exhibit B).

Motor Vehicle Crash – Commonly referred to as an accident, which has been classified by the Department of Transportation as crash involving a vehicle with another or fixed object.

Non-Emergency Alarm – An incident that presents no immediate threat to human life.

Privately Owned EMS – An emergency medical service that provides non-emergency transportations for profit and not supported by taxpayers.

SECTION 3. That Chapter 78, Article IV, be amended to add a new section 78-69, to be entitled **“Fee Schedule”** which shall read as follows:

Section 78-69. Fee Schedule.

(a)	<table><tr><th>Fire Equipment</th><th>Fee</th></tr><tr><td>Fire Rake</td><td>\$17.00</td></tr><tr><td>Shovels</td><td>\$17.00</td></tr><tr><td>Scoops</td><td>\$17.00</td></tr><tr><td>Brooms</td><td>\$12.00</td></tr><tr><td>All Hand Tools</td><td>\$12.00</td></tr><tr><td>Foam Nozzle</td><td>\$55.00</td></tr><tr><td>Foam Eductor</td><td>\$50.00</td></tr><tr><td>AFFF Foam – Per Gallon</td><td>\$40.00</td></tr><tr><td>Class A Foam – Per Gallon</td><td>\$25.00</td></tr><tr><td>SCBA Pack</td><td>\$85.00</td></tr><tr><td>Hall Runner</td><td>\$18.00</td></tr><tr><td>Portable Tank</td><td>\$75.00</td></tr><tr><td>PPV Fan – Per Hour</td><td>\$55.00</td></tr><tr><td>Generator, Portable – Per Hour</td><td>\$55.00</td></tr><tr><td>Generator – Per Hour</td><td>\$55.00</td></tr><tr><td>Chain Saw – Per Hour</td><td>\$45.00</td></tr><tr><td>Water Extinguisher</td><td>\$22.00</td></tr><tr><td>Dry Chemical Extinguisher</td><td>\$45.00</td></tr><tr><td>CO₂ Extinguisher</td><td>\$45.00</td></tr><tr><td>Scene Lights</td><td>\$22.00</td></tr></table>	Fire Equipment	Fee	Fire Rake	\$17.00	Shovels	\$17.00	Scoops	\$17.00	Brooms	\$12.00	All Hand Tools	\$12.00	Foam Nozzle	\$55.00	Foam Eductor	\$50.00	AFFF Foam – Per Gallon	\$40.00	Class A Foam – Per Gallon	\$25.00	SCBA Pack	\$85.00	Hall Runner	\$18.00	Portable Tank	\$75.00	PPV Fan – Per Hour	\$55.00	Generator, Portable – Per Hour	\$55.00	Generator – Per Hour	\$55.00	Chain Saw – Per Hour	\$45.00	Water Extinguisher	\$22.00	Dry Chemical Extinguisher	\$45.00	CO ₂ Extinguisher	\$45.00	Scene Lights	\$22.00
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(b)

**Federal Emergency Agency (FEMA)
Schedule of Apparatus Rates**

Cost Code	Equipment	Specs	Size	HP	Fee
8690	Truck, Fire	Pump Capacity	1000 gpm	hour	\$75.00
8691	Truck, Fire	Pump Capacity	1250 gpm	hour	\$90.00
8692	Truck, Fire (Atlanta Fire)	Pump Capacity	1500 gpm	hour	\$95.00
8693	Truck, Fire	Pump Capacity	2000 gpm	hour	\$105.00
8694	Truck, Fire Ladder	Ladder Length	75 ft	hour	\$145.00
8695	Truck, Fire Ladder (Atlanta Fire)	Ladder Length	150 ft	hour	\$175.00
8792	Tractor Trailer	6 x 4	50,000	hour	70.00
8750	Small Vehicle (Chief Officer)			hour	8.00

(c)

Apparatus/Personnel	Personnel	Personnel Hourly Rate	Fee
Class A Engine	3	\$25.00/hour	\$75.00/hr
Class A - Engine	4	\$25.00/hour	\$100.00/hr
Aerial Ladder Truck	3	\$25.00/hour	\$75.00/hr
Aerial Ladder Truck	4	\$25.00/hour	\$100.00/hr
Rescue (Heavy)	6	\$25.00/hour	\$100.00/hr
Battalion Chief (Batt-1)	2	\$25.00/hour	\$50.00/hr

(d)

HAZARDOUS MATERIAL EQUIPMENT

Supplies/Service	Fee
Absorbent – Per Bag	\$17.00
Absorbent Booms	\$40.00
Top Sol	\$35.00
Disposable Coveralls	\$30.00
Neoprene Gloves	\$20.00
Latex Gloves	\$6.00
Over Boots	\$25.00
Disposable Goggles	\$15.00
Gas Plug Kit	\$50.00
Plug and Dike	\$65.00
Drum Liners	\$10.00
Barricade Tape	\$22.00
Removal of Hazardous Material	\$150.00
Disposal of Hazardous Material	\$150.00

SECTION 4. That Chapter 78, Article IV, be amended to add a new section 78-70, to be entitled “**Non-resident Vehicle Accident and Roadway Fire Fees**” which shall read as follows:

Sec. 78-70. Non-resident Vehicle Accident and Roadway Fire Fees.

(a) The City of Atlanta is hereby authorized to impose fees for services provided by the Atlanta Fire Rescue Department to insurance companies for accidents involving motor vehicles where the insured is determined to be at fault, and where;

(1) The coverage for such services is expressly provided by an insurance company to the insured and the services are lawfully billed to the insured; or where

(2) Emergency medical services are provided to the insured by the county or municipal corporation, whenever the insured's medical insurance covers the service provided and the insured assigns the right to collect to the service provider; or where

(3) Other services are provided to the insured by the county or municipality which are expressly authorized by state or federal law to be billed directly to an insurance company.

(b) The imposed fees shall be assessed for fire department responses to mitigate a hazardous condition caused by a vehicle crash or roadway fire. The responsible party of the vehicle crash or fire shall produce a valid auto insurance card and the department will bill the insurance company of the responsible party. Level 1 – 3 are flat rates determined by the services rendered.

Level 0: No fee imposed

Level 1: \$150.00 – Flat Rate

*Services include: Basic Response
Scene Investigation
Minor Debris Removal
Traffic Control*

Level 2: \$300.00 – Flat Rate

*Services include: *Basic Response and Medical Treatment
*Moderate Debris Removal
*Traffic Control
*Assist with Vehicle Removal
Clean up Hazardous liquids

Level 3: \$500.00 – Flat Rate

*Services include: *Basic Response
*Basic or Advance Medical Treatment
*Heavy Debris Removal
*Traffic Control
*Clean up Hazardous liquids
Minor Victim Extrication

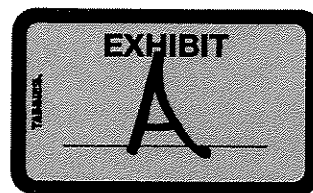
Level 4: Determined by fee schedule in section 78-70

Services include: **Multiple Unit Responses*
 **Extrication of Multiple Victims*
 **Usage of Multiple Hand Tools or power equipment*
 **Complicated Incidents which require extensive*
 staff, time, and services
 **Traffic Control exceeding 2 hours*

SECTION 5. That all proceeds collected in accordance with Section 4 of this ordinance shall be deposited into 1001 (General Fund) 0000002 (General Revenue) 3439002 (Hazardous Spills).

SECTION 6. All ordinances or parts of ordinances and resolutions, in conflict with this ordinance are hereby repealed, and are no longer of any force and effect.

Ga. Code Ann., § 33-8-8.2



West's Code of Georgia Annotated Currentness

Title 33. Insurance (Refs & Annos)

Chapter 8. Fees and Taxes (Refs & Annos)

§ 33-8-8.2. County and municipal corporation taxes on foreign, alien, and domestic insurance companies doing business in this state other than life insurance companies; collection and distribution

(a) Counties and municipal corporations are authorized to levy tax at a rate not to exceed 2.5 percent upon the gross direct premiums of all foreign, alien, and domestic insurance companies doing business in this state other than life insurance companies. The tax shall be in addition to the taxes levied by Code Section 33-8-4, and it may be levied upon the gross direct premiums received by such companies during the preceding calendar year. The tax shall be levied upon premiums derived from policies insuring persons, property, or risks in Georgia from January 1 to December 31, both inclusive, of each year without regard to business ceded to or assumed from other companies. The tax shall be imposed upon gross premiums received during the preceding calendar year from direct writing without any deductions allowed from premium abatement of any kind or character or for reinsurance or for losses or expenses of any kind; provided, however, deductions shall be allowed for premiums returned or change of rate or canceled policies; provided, further, that deductions shall be permitted for returned premiums or assessments, including all policy dividends, refunds, or other similar returns paid or credited to policyholders.

(a.1) Insurers shall be exempt from otherwise applicable local premium taxes as provided for in subsection (a) of this Code section on premiums paid by Georgia residents for high deductible health plans sold or maintained in connection with a health savings account under the applicable provisions of Section 223 of the Internal Revenue Code.

<Text of subsec. (a.1) repealed effective January 1, 2015, by Laws 2008, Act 463, § 6>

(b) The taxes provided in this Code section are county and municipal taxes and shall be levied for county and municipal purposes and shall be collected and distributed as follows:

(1) On or before January 1 of the first year that the tax is levied, each county and municipal corporation levying the tax shall file with the Commissioner a certified copy of the pertinent parts of all ordinances and resolutions and amendments thereto which impose the tax, and such filing shall be a condition to the validity and enforceability of such an ordinance or resolution;

(2) On or before February 1 of each year, the Commissioner shall furnish to each insurance company a list of all counties and municipal corporations where the tax as authorized by this Code section has been imposed for the then current year together with the applicable tax rate levied by each such county and municipal corporation and the population percentages by which the taxes are to be allocated to each such county and municipal corporation as provided in this Code section;

(3)(A) On March 1, 1984, and on the same date in each subsequent year, each insurance company upon which a tax is imposed by subsection (b) of this Code section shall file a certified return on a form prescribed by the Commissioner showing gross direct premiums received during the preceding calendar year that will appear in the company's certified annual statement.

(B) Reserved.

(C) On or before August 1, 1988, and on the same date in each subsequent year, the Commissioner shall collect taxes imposed pursuant to this Code section on behalf of counties and municipal corporations whose ordinances have been filed with the Commissioner. The premiums tax collected for each year shall be based upon gross direct premiums written during the preceding calendar year. Penalty and interest as prescribed in subsection (d) of Code Section 33-8-6 shall be imposed for late payment, underpayment, or nonpayment of such taxes;

(4) The total amount of premiums taxable by the state on insurance companies as defined in this

(4) The total amount of premiums taxable by the state on insurance companies as defined in this Code section shall be allocated to each county unincorporated area and each municipal corporation based upon a fraction, the numerator of which is the population of the unincorporated area or municipal corporation and the denominator of which is the total population of the state. Tax rates levied by each county shall be applied to the premiums allocated to its unincorporated area, and tax rates levied by each municipal corporation shall be applied to the premiums allocated to it; and

(5) On or before October 15, 1988, and on the same date in each subsequent year, the Commissioner shall distribute the taxes imposed by counties and municipal corporations which are actually remitted to and collected by the Commissioner. On or before October 15, 1988, and on the same date in each subsequent year, the Commissioner shall distribute any delinquent taxes actually collected by the Commissioner for a previous year, exclusive of any interest or penalty on such delinquent taxes, which delinquent taxes have not previously been distributed.

(c) For purposes of this Code section, population shall be measured by the United States decennial census of 1990 or any future such census plus any corrections or revisions contained in official statements by the United States Bureau of the Census made prior to the first day of September immediately preceding the distribution of the proceeds of such taxes by the Commissioner and any additional official census data received by the Commissioner from the United States Bureau of the Census or its successor agency pertaining to any newly incorporated municipality. Such corrections, revisions, or additional data shall be certified to the Commissioner by the Office of Planning and Budget on or before August 31 of each year.

(d) Any county or municipal corporation which, on January 1, 1983, levied a tax on all premiums of insurance companies, other than life insurance companies, at a rate in excess of 2.5 percent may continue to levy the tax at a rate in excess of 2.5 percent, provided that the rate of such tax shall not exceed the rate which was in effect in such county or municipal corporation on January 1, 1983, reduced annually beginning January 1, 1984, by one-third of the difference between such January 1, 1983, rate and 2.5 percent, so that the rate levied on January 1, 1986, shall not exceed 2.5 percent.

(e) It shall be in contravention of public policy for a county or a municipal corporation that levies taxes for county or municipal purposes on foreign, alien, and domestic insurance companies doing business in this state, as provided in subsection (a) of this Code section, to impose additional taxes or any other fees of any kind for services provided by such county or municipal corporation to such insurance companies for accidents involving motor vehicles except for the following:

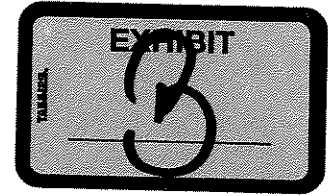
(1) Where the coverage for such services is expressly provided by an insurance company to the insured and the services are lawfully billed to the insured;

(2) Where emergency medical services are provided to the insured by the county or municipal corporation, whenever the insured's medical insurance covers the services provided and the insured assigns the right to collect to the service provider; or

(3) Where other services are provided to the insured by the county or municipal corporation which are expressly authorized by state or federal law to be billed directly to an insurance company.

CREDIT(S)

Laws 1983, p. 1595, § 3; Laws 1984, p. 22, § 33; Laws 1984, p. 1284, § 2; Laws 1985, p. 149, § 33; Laws 1988, p. 1581, § 1; Laws 1994, p. 528, § 2; Laws 2008, Act 463, § 2, eff. May 7, 2008; Laws 2008, Act 541, § 1, eff. May 12, 2008.



Atlanta Fire Rescue Department Study

Fee



INTRODUCTION

The City of Atlanta Fire Rescue Department (AFRD) was charged to analyze the current level of services, cost recovery initiatives, and recommend appropriate fee levels to more adequately cover costs. This report examines the total cost of responding and mitigating hazardous conditions as a result of motor vehicles crashes, hazardous material incidents, and non-emergency EMS assist calls. Atlanta currently does not charge a fee for services relating to proposed ordinances. None of the ordinances have an impact on residents of the City of Atlanta.

COST OF SERVICE ANALYSIS

Methodology

The largest cost-driver for the fees is the cost of the staff time required to respond and mitigate an incident (salary cost). To quantify the salary cost for each fee, the job titles and average amount of time required to mitigate an incident is associated with each fee.

Once the salary cost for each fee was determined, other costs for equipment and supplies are to be applied to each fee based upon the nature of the incident. The costs of equipment and supplies are in accordance with the Federal Emergency Management Agency (FEMA) Standard Fee Schedule.

The AFRD currently operates each fire unit with a minimum of three (3) sworn personnel which is below industry standards. National Fire Protection Association (NFPA) standards recommend four (4) sworn personnel per fire unit. The personnel cost is derived from 50% of the mid-range hourly rate. Mid-range hourly rate for (3) three sworn personnel is \$54.07 which the department recommends a reasonably hourly fee of \$25.00.

Hourly Rates – 2007 Salary Scale

Position Title	Minimum Personnel Hour Cost	Mid-Range Personnel Hour Cost	High-Range Personnel Hour Cost
Firefighter	\$12.80	\$14.92	\$18.35
Fire Apparatus Operator	\$14.02	\$16.40	\$20.15
Fire Lieutenant	\$15.80	\$18.86	\$23.19
Fire Captain	\$19.06	\$22.75	\$27.98

The **internal indirect** rate accounts for the actual cost of personnel to the city which is required to mitigate an incident. The below Table demonstrates the internal indirect calculation based on a minimum of one hour.

Internal Indirect Cost

(3) Sworn

Personnel

Position	Full Time Employees	Mid-Range Personnel Hour Cost	Minimum Hours	Internal Indirect Cost
Firefighter	1	\$14.92	1	14.92
Fire Apparatus Operator	1	\$16.40	1	16.40
Fire Captain	1	\$22.75	1	22.75
Total Hourly Cost				\$54.07

Internal Indirect Cost

(4) Sworn

Personnel

Position	Full Time Employees	Mid-Range Personnel Hour Cost	Minimum Hours	Internal Indirect Cost
Firefighter	2	\$14.92	1	\$29.84
Fire Apparatus Operator	1	\$16.40	1	\$16.40
Fire Captain	1	\$22.75	1	\$22.75
Total Hourly Cost				\$68.99

LABOR ALLOCATION AND PERSONNEL

For every fee that is charged by AFR, the department undertakes a number of activities that are completed by various personnel. To quantify the costs of administering these fees, all steps needed to administer a fee were identified as well as the personnel necessary to complete the tasks.

Labor Allocation – The below Table contains the job title and the average number of hours required to administer each fee based on information provided by Division managers. The information described below is based on average activity levels per position reflected. In some cases fees are administered by more than one position.

Calls for Services	Firefighter	Fire Apparatus Operator	Fire Lieutenant	Fire Captain	Average Hours
Motor Vehicle Accidents	\$14.92	\$16.40	\$18.86	\$22.75	2
Hazardous Material Incidents	\$14.92	\$16.40	\$18.86	\$22.75	2
Non-Emergency EMS Calls	\$14.92	\$16.40	\$18.86	\$22.75	1

Personnel Costs - To quantify direct personnel expenses reflected in the department's cost of service, one must consider the salary costs per hour of productive work performed by each position that takes part to mitigate the incident. A detailed description of the methodology used to derive those per hour costs follows.

Sworn Personnel Cost – 3 Members

Position	Full Time Employees	Mid-Range Personnel Hour Cost	Minimum Hours	Internal Indirect Cost
Firefighter	1	\$14.92	1	14.92
Fire Apparatus Operator	1	\$16.40	1	16.40
Fire Captain	1	\$22.75	1	22.75
City's Total Hourly Cost				\$54.07
Service Fee Cost				\$25.00

Internal Indirect Cost**(4) Sworn****Personnel**

Position	Full Time Employees	Mid-Range Personnel Hour Cost	Minimum Hours	Internal Indirect Cost
Firefighter	2	\$14.92	1	\$29.84
Fire Apparatus Operator	1	\$16.40	1	\$16.40
Fire Captain	1	\$22.75	1	\$22.75
City's Total Hourly Cost				\$68.99
Service Fee Cost				\$25.00

Salaries listed in the above tables represent the actual 2007 salary of the job title or the minimum hourly salary if multiple positions may perform activity. To determine the salary cost for each job title, 50% of the mid-range hourly salary for three (3) personnel and 63% of the mid-range for a four (4) member crew. The duration of an incident is unpredictable and could vary from 5 minutes to five days. The information contained in table below was used to calculate the salary cost per fee indicates the average number of hours task per fee-related.

Apparatus/Personnel Rates - By adding the apparatus hourly rate and the salary costs per hour by the amount of time needed to perform each fee-related activity, the base salary costs per fee are determined. In addition to the base amount of salary cost, some fees require cost for specialized equipment.

Apparatus/Personnel	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	Total Hourly Rate
Class A Engine	3	\$25.00/hour	\$95.00	\$120.00
Class A - Engine	4	\$25.00/hour	\$95.00	\$120.00
Aerial Ladder Truck	3	\$25.00/hour	\$175.00	\$200.00
Aerial Ladder Truck	4	\$25.00/hour	\$175.00	\$200.00
Rescue (Heavy)	6	\$25.00/hour	\$70.00	\$95.00
Battalion Chief (Batt-1)	2	\$25.00/hour	\$8.00	\$33.00

In the above table, includes resources required to mitigate emergency incidents. The personnel hourly rate is derived from the mid-range hourly rate with respect to the mixture of personnel assigned to a fire unit. Also included is the number of personnel assigned to a respective fire unit. The minimum number of personnel assigned to a fire engine and truck is three (3) and

maximum of four sworn officers. The apparatus hourly rates are standard rates from the Federal Emergency Management Agency (FEMA).

EQUIPMENT COST RECOVERY ANALYSIS

The rates on this Schedule of Equipment Rates are for applicant-owned equipment in good mechanical condition. Each rate covers all costs eligible under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. § 5121, et seq., for ownership and operation of equipment, including depreciation, overhead, all maintenance, field repairs, fuel, lubricants, tires, OSHA equipment and other costs incidental to operation. Standby equipment costs are not eligible.

Equipment must be in actual operation performing eligible work in order for reimbursement to be eligible. LABOR COSTS OF OPERATOR ARE NOT INCLUDED in the rates and should be approved separately from equipment costs. Information regarding the use of the Schedule is contained in 44 CFR § 206.228 *Allowable Costs*.

The below Tables outline the cost recovery schedule for all fees analyzed in this report and the current fee amount. When the current fee level is compared to the cost of service, the AFRD is charging from 60 - 75 percent below the actual cost of providing the services related to the activity shown. For example, these deficits cost the City from between \$425.00 (1-hour) to 10,200.00 per hour (24-hours) for a hazardous material incident. Currently, the City is not charging fees at all even though it is incurring a cost for providing the service.

Fire Equipment	Cost
Fire Rake	\$17.00
Shovels	\$17.00
Scoops	\$17.00
Brooms	\$12.00
All Hand Tools	\$12.00
Foam Nozzle	\$55.00
Foam Eductor	\$50.00
AFFF Foam – Per Gallon	\$40.00
Class A Foam – Per Gallon	\$25.00
SCBA Pack	\$85.00
Hall Runner	\$18.00
Portable Tank	\$75.00
PPV Fan – Per Hour	\$55.00
Generator, Portable – Per Hour	\$55.00
Generator – Per Hour	\$55.00
Chain Saw – Per Hour	\$45.00
Water Extinguisher	\$22.00
Dry Chemical Extinguisher	\$45.00
CO ₂ Extinguisher	\$45.00
Scene Lights	\$22.00

Supplies/Service	Cost
Absorbent – Per Bag	\$17.00
Absorbent Booms	\$40.00
Top Sol	\$35.00
Disposable Coveralls	\$30.00
Neoprene Gloves	\$20.00
Latex Gloves	\$6.00
Over Boots	\$25.00
Disposable Goggles	\$15.00
Gas Plug Kit	\$50.00
Plug and Dike	\$65.00
Drum Liners	\$10.00
Barricade Tape	\$22.00
Removal of Hazardous Material	\$150.00
Disposal of Hazardous Material	\$150.00

Federal Emergency Agency (FEMA) Schedule of Apparatus Rates

Cost Code	Equipment	Specs	Size	HP	Cost
8690	Truck, Fire	Pump Capacity	1000 gpm	hour	\$75.00
8691	Truck, Fire	Pump Capacity	1250 gpm	hour	\$90.00
8692	Truck, Fire (Atlanta Fire)	Pump Capacity	1500 gpm	hour	\$95.00
8693	Truck, Fire	Pump Capacity	2000 gpm	hour	\$105.00
8694	Truck, Fire Ladder	Ladder Length	75 ft	hour	\$145.00
8695	Truck, Fire Ladder (Atlanta Fire)	Ladder Length	150 ft	hour	\$175.00
8792	Tractor Trailer	6 x 4	50,000	hour	70.00
8750	Small Vehicle (Chief Officer)			hour	8.00

IMPOSED FEES

The imposed fees shall be assessed for fire department responses to mitigate a hazardous condition caused by a vehicle crash or fire. The responsible party of the vehicle crash or fire shall produce a valid auto insurance card and the department will bill the insurance company of the responsible party. Level 1 – 3 are flat rates determined by the services rendered.

Level 0: **Not fee imposed**

Level 1: **\$150.00 – Flat Rate**

Services include: *Basic Response*
 Scene Investigation
 Minor Debris Removal
 Traffic Control

Level 2: **\$300.00 – Flat Rate**

Services include: **Basic Response and Medical Treatment*
 **Moderate Debris Removal*
 **Traffic Control*
 **Assist with Vehicle Removal*
 **Extinguishment*
 **Clean up Hazardous liquids*

Level 3: **\$500.00 – Flat Rate**

Services include: **Basic Response*
 **Basic or Advance Medical Treatment*
 **Heavy Debris Removal*
 **Traffic Control*
 **Clean up Hazardous liquids*
 **Extinguishment*
 **Minor Victim Extrication*

Level 4: **Determined by fee schedule (Exhibit B)**

Services include: **Multiple Unit Responses*
 **Extrication of Multiple Victims*
 **Usage of Multiple Hand Tools or power equipment*
 **Complicated Incidents which require extensive*
 staff, time, and services
 **Traffic Control exceeding 2 hours*

Flat Rates:

The aforementioned Flat Rates for hazardous conditions resulting from a motor vehicle crash (MVC) are determined by the required equipment to mitigate the incident which is determined by the nature of the incident. Personnel costs are not accessed to the imposed fee. Below are the city's costs and imposed fees for the required resources.

LEVEL 0: Requires no intervention, resources, or services rendered from fire department.

LEVEL 1: Requires 1- fire engine, 3 – 4 sworn personnel, and debris removal equipment.

Required Apparatus	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	Equipment Cost	City's Total Cost	Imposed Fee
Class A Engine	3	\$54.07/hour	\$95.00	\$65.00	\$214.07	\$150.00
Class A - Engine	4	\$68.99/hour	\$95.00	\$65.00	\$228.99	\$150.00

LEVEL 2: Requires 1- fire engine, 3-4 sworn personnel, and debris removal equipment, medical supplies, breathing apparatus, and 500 gallons of water or other extinguishing agent.

Required Apparatus	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	Equipment Cost	City's Total Cost	Imposed Fee
Class A Engine	3	\$54.07/hour	\$95.00	\$225.00	\$374.07/hr	\$300.00
Class A - Engine	4	\$68.99/hour	\$95.00	\$225.00	\$388.99/hr	\$300.00

LEVEL 3: Requires 2- fire engines, 1-ladder truck, 9-12 sworn personnel, and debris removal equipment, medical supplies, breathing apparatus, water or other extinguishing agent, extrication equipment.

Required Apparatus	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	Equipment Cost	City's Total Cost	Imposed Fee
2-Engines/1-Ladder	9	\$162.21/hour	\$365.00	\$345.00	\$872.21/hr	\$500.00
2-Engines/1-Ladder	12	\$206.97/hour	\$365.00	\$345.00	\$916.97/hr	\$500.00

LEVEL 4: Requires 2- fire engines, 1-ladder truck, 1-speciality squad, and 1-command team, 15-21 sworn personnel, and debris removal equipment, medical supplies, breathing apparatus, water or other extinguishing agent, heavy extrication equipment.

Required Apparatus	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	Equipment Cost	City's Total Cost	Imposed Fee
2-Engines/1-Ladder, 1-Command team, 1-Heavy Rescue Team	15	\$284.53/hour	\$468.00	Exhibit – B	\$872.21/hr	Fees determined per incident
2-Engines/1-Ladder, 1-Command team, 1-Heavy Rescue Team	21	\$300.93/hour	\$468.00	Exhibit - B	\$872.21/hr	Fees determined per incident

NON-EMERGENCY EMS CALLS

The fees for non-emergency assistance calls are determined by the mid-range hourly rate of personnel and does not include fees for equipment or apparatus.

Apparatus/Personnel	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	City's Total Cost
Class A Engine	3	\$54.07/hour	\$95.00	\$149.07/hr
Class A - Engine	4	\$68.99/hour	\$95.00	\$163.99/hr
Aerial Ladder Truck	3	\$54.07/hour	\$175.00	\$229.07/hr
Aerial Ladder Truck	4	\$68.99/hour	\$175.00	\$243.99/hr
Rescue (Heavy)	6	\$98.83/hour	\$70.00	\$168.83/hr
Battalion Chief (Batt-1)	2	\$41.40/hour	\$8.00	\$49.40/hr

Apparatus/Personnel	Personnel	Personnel Hourly Rate	Imposed Fee
Class A Engine	3	\$25.00/hour	\$75.00/hr
Class A - Engine	4	\$25.00/hour	\$100.00/hr
Aerial Ladder Truck	3	\$25.00/hour	\$75.00/hr
Aerial Ladder Truck	4	\$25.00/hour	\$100.00/hr
Rescue (Heavy)	6	\$25.00/hour	\$100.00/hr
Battalion Chief (Batt-1)	2	\$25.00/hour	\$50.00/hr

HAZARDOUS MATERIAL EQUIPMENT

Supplies/Service	Cost
Absorbent – Per Bag	\$17.00
Absorbent Booms	\$40.00
Top Sol	\$35.00
Disposable Coveralls	\$30.00
Neoprene Gloves	\$20.00
Latex Gloves	\$6.00
Over Boots	\$25.00
Disposable Goggles	\$15.00
Gas Plug Kit	\$50.00
Plug and Dike	\$65.00
Drum Liners	\$10.00
Barricade Tape	\$22.00
Removal of Hazardous Material	\$150.00
Disposal of Hazardous Material	\$150.00

Fees for hazardous material incidents are determined by personnel, apparatus hourly, and equipment costs. The equipment and apparatus may vary based on the nature of the incident.

Required Apparatus	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate	Equipment Cost	City's Total Cost	Imposed Fee
2-Engines/1-Ladder, 1- Command team, 1- Haz/Mat Team	15	\$284.53/hour	\$468.00	Exhibit – B	\$872.21/hr	Fees determined per incident
2-Engines/1-Ladder, 1- Command team, 1- Hat/Mat Team	21	\$300.93/hour	\$468.00	Exhibit - B	\$872.21/hr	Fees determined per incident

**AN ORDINANCE BY
PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO ASSESS A USER FEE TO NON-CITY RESIDENTS RESPONSIBLE FOR THE DEPLOYMENT OF FIRE RESCUE RESOURCES CAUSED BY A MOTOR VEHICLE CRASH OR FIRE WHICH CREATES A HAZARDOUS CONDITION TO THE COMMUNITY, AND/OR WHEN EMERGENCY MEDICAL SERVICES ARE REQUIRED ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT AND FOR OTHER PURPOSES.

WHEREAS, the number of fire department responses to motor vehicle crashes and fires on highways and roadways continues to increase each year; and

WHEREAS, the fire department currently deploys a minimum of one engine and three firefighters to a motor vehicle crash at an hourly cost of \$575.00 five-hundred and seventy-five dollars and a maximum of three engines and two ladder trucks at a hourly cost of \$2875.00 two-thousand, eight-hundred and seventy-five dollars to the City; and

WHEREAS, the fees for fire apparatus and equipment are standard governmental charges established by the Federal Emergency Management Agency (FEMA) rates (Exhibit C); and

WHEREAS, the fees for motor vehicle crashes and fires do not cover the true costs to the City; and

WHEREAS, in July 2008, Senate Bill 348 (exhibit A) was passed by the State of Georgia General Assembly authorizing counties and municipalities to charge insurance companies for services provided as a result of a motor vehicle crash or fire; and

WHEREAS, the substances and debris from motor vehicle crashes and fires create hazardous conditions on highways, roadways, and communities; and

WHEREAS, the ability of fire and rescue services to respond to motor vehicle crashes and fires decrease the liabilities of insurance companies by saving lives and minimizing vehicle damages; and

WHEREAS, the fire department responds to a high volume of motor vehicle crashes and fires that involves non-city residents; and

WHEREAS, only responsible non-city residents of motor vehicle crashes or fires will be assessed a fee for fire department services and resources; and

WHEREAS, all fees shall be filed to the insurance coverage of the owner of a vehicle or property of the responsible party; and

WHEREAS, the City desires to implement a fair and equitable procedure by which to collect said fees as a result of a motor vehicle crash or fire and shall establish a billing system in accordance with applicable laws, ordinances, and guidelines; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. The Mayor is hereby authorized to access a user fee to non-city residents responsible for the deployment of fire rescue resources caused by a motor vehicle crash or fire which creates a hazardous condition to the highways, roadways, or the community.

SECTION 2. That Chapter 70, Article II, be amended to add a new section 70-34 as follows:

Sec. 70-34. Definitions.

The following words, terms and phrases when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Deployment – A response of fire department resources to an incident for the purpose of mitigating the situation.

Hazardous Condition - A situation involving a spill, leakage, or debris which present a danger to the community or environment.

Motor Vehicle Crash – Commonly referred to as an accident, which has been classified by the Department of Transportation as crash involving a vehicle with another or fixed object.

Level “0” – Incidents which have: (1) no billing for services, (2) no value including no actions and (3) cancellations enroute or on scene.

Level “1” – Incidents having minimal actions such as investigations and minor scene clean up. The amount charged for this type of action is a Flat Rate and shall not exceed \$150.00.00.

Level “2” – Incidents having actions such as basic emergency medical treatment, removal of minor debris and minor spill cleanups. The amount charged for this type of action is a Flat Rate and shall not exceed \$300.00.

Level “3” – Incidents having moderate actions with medium impact on resources, staffing and apparatus. The amount charged for this type of action is a Flat Rate and shall not exceed \$500.00.

Level “4” – Incidents having extensive demand on resources, staffing, and apparatus. The fee charged for this level of action shall be determined from fee schedule (Exhibit B).

EXHIBIT – B

Apparatus/Personnel	Personnel	Personnel Hourly Rate	Apparatus Hourly Rate
Class A Engine	3	\$25.00/hour	\$95.00
Class A - Engine	4	\$25.00/hour	\$95.00
Aerial Ladder Truck	3	\$25.00/hour	\$175.00
Aerial Ladder Truck	4	\$25.00/hour	\$175.00
Rescue (Heavy)	6	\$25.00/hour	\$70.00
Battalion Chief (Batt-1)	2	\$25.00/hour	\$8.00

Fire Equipment	Fee
Fire Rake	\$17.00
Shovels	\$17.00
Scoops	\$17.00
Brooms	\$12.00
All Hand Tools	\$12.00
Foam Nozzle	\$55.00
Foam Eductor	\$50.00
AFFF Foam – Per Gallon	\$40.00
Class A Foam – Per Gallon	\$25.00
SCBA Pack	\$85.00
Hall Runner	\$18.00
Portable Tank	\$75.00
PPV Fan – Per Hour	\$55.00
Generator, Portable – Per Hour	\$55.00
Generator – Per Hour	\$55.00
Chain Saw – Per Hour	\$45.00
Water Extinguisher	\$22.00
Dry Chemical Extinguisher	\$45.00
CO ₂ Extinguisher	\$45.00
Scene Lights	\$22.00

Supplies/Service	Price
Absorbent – Per Bag	\$17.00
Absorbent Booms	\$40.00
Top Sol	\$35.00
Disposable Coveralls	\$30.00
Neoprene Gloves	\$20.00
Latex Gloves	\$6.00
Over Boots	\$25.00
Disposable Goggles	\$15.00

Gas Plug Kit	\$50.00
Plug and Dike	\$65.00
Drum Liners	\$10.00
Barricade Tape	\$22.00
Removal of Hazardous Material	\$150.00
Disposal of Hazardous Material	\$150.00

EXHIBIT – C

**Federal Emergency Agency (FEMA)
Schedule of Apparatus Rates**


Cost Code	Equipment	Specs	Size	HP	Notes
8690	Truck, Fire	Pump Capacity	1000 gpm	hour	\$75.00
8691	Truck, Fire	Pump Capacity	1250 gpm	hour	\$90.00
8692	Truck, Fire (Atlanta Fire)	Pump Capacity	1500 gpm	hour	\$95.00
8693	Truck, Fire	Pump Capacity	2000 gpm	hour	\$105.00
8694	Truck, Fire Ladder	Ladder Length	75 ft	hour	\$145.00
8695	Truck, Fire Ladder (Atlanta Fire)	Ladder Length	150 ft	hour	\$175.00
8792	Tractor Trailer	6 x 4	50,000	hour	70.00
8750	Small Vehicle (Chief Officer)			hour	8.00

SECTION 3. All ordinances or parts of ordinances and resolutions, in conflict with this ordinance are hereby repealed, and are no longer of any force and effect.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Commissioner Signature 

Originating Department: Fire and Rescue Contact (name) Wilmond Meadows

Committee(s) of Purview: Public Safety and Legal Administration Committee

Committee Deadline: _____

Committee Meeting Date(s): 4/28/09 Full Council Date: 5/4/09

CAPTION



AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO ASSESS A USER FEE TO NON-CITY RESIDENTS RESPONSIBLE FOR THE DEPLOYMENT OF FIRE RESCUE RESOURCES CAUSED BY A MOTOR VEHICLE CRASH OR FIRE WHICH CREATES A HAZARDOUS CONDITION TO THE COMMUNITY, AND/OR WHEN EMERGENCY MEDICAL SERVICES ARE REQUIRED ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT AND FOR OTHER PURPOSES.

BACKGROUND/PURPOSE/DISCUSSION:

The fire department responds to motor vehicle crashes and fires continue to increase annually. The department deploys highly trained personnel and specialized equipment to mitigate hazardous conditions as a result of motor vehicle crashes or fires. A large amount of these responses involves non-city residents. The department response to such incidents decreases liabilities of insurance companies by saving lives and minimizing vehicle damages. Only the non-city resident responsible for the incident will be assessed a fee for fire services or resources. The department will establish a third party billing agreement through the city procurement process and all fees will be charged to the responsible party insurance coverage.

FINANCIAL IMPACT (if any): None

Mayor's Staff Only

Received by Mayor's Office: 4/17/09 (date)  Reviewed by:  (date)

Submitted to Council: _____ (date)

Legislative White Paper

Committee of Purview: THE PUBLIC SAFETY & LEGAL ADMINISTRATION

Caption:

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO ASSESS A USER FEE TO NON-CITY RESIDENTS RESPONSIBLE FOR THE DEPLOYMENT OF FIRE RESCUE RESOURCES CAUSED BY A MOTOR VEHICLE CRASH OR FIRE WHICH CREATES A HAZARDOUS CONDITION TO THE COMMUNITY, AND/OR WHEN EMERGENCY MEDICAL SERVICES ARE REQUIRED ON BEHALF OF THE ATLANTA FIRE RESCUE DEPARTMENT AND FOR OTHER PURPOSES.

Council Meeting Date: May 4, 2009

Legislation Title: User Fees for Motor Vehicle Crashes and Fires

Requesting Dept.: Atlanta Fire Rescue

Contract Type: NA

Source Selection: NA

Bids/Proposals Due: NA

Invitations Issued: NA

**Number of Bids/
Proposals Received:** NA

Bidders/Proponents: NA

Background: The fire department responds to motor vehicle crashes and fires continue to increase annually. The department deploys highly trained personnel and specialized equipment to mitigate hazardous conditions as a result of motor vehicle crashes or fires. A large amount of these responses involves non-city residents. The department response to such incidents decreases liabilities of insurance companies by saving lives and minimizing vehicle damages. Only the non-city resident responsible for the incident will be assessed a fee for fire services or resources. The department will establish a third party billing agreement through the city procurement process and all fees will be charged to the responsible party insurance coverage.

Fund Account Center:

Source of Funds: NA

Fiscal Impact: NA

Term of Contact: NA

Prepared By: Wilmond Meadows, (404) 449-2682